



Thw 1637
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. MBHB 97-195-P)

In re Application of:)
Burg et al.) Group Art Unit: 1637
Serial No.: 09/901,181) Examiner: Kim, Young J.
Filed: July 9, 2001)
For: Improved Nucleic Acid Assays)

12/22/2005 FHETEK11 00000014 09901181

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180.00 UP

THIRD SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the duty of disclosure provided by 35 C.F.R. § 1.56 and §§ 1.97-98, the applicants wish to make the following references of record in the above-identified application. Copies of the references are enclosed. Copies of the references are also listed in the PTO-1449 form enclosed herewith. It is requested that the documents be given careful consideration and that they be cited of record in the prosecution history of the present application so that they will appear on the face of the patent issuing from the present application. Also, enclosed is the requisite fee pursuant to 37 C.F.R. §§ 1.97(c) and 1.17 (p) of \$180.00.

Portions of the references may be material to the examination of the pending claims, however no such admission is intended. 37 C.F.R. 1.97 (h). The references have not been reviewed in sufficient detail to make any other representation and, in particular, no representation

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is intended as to the relative importance of any portion of the references. This Statement is not a representation that the cited references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. sections 102 or 103, nor is this submission to be construed as a representation that a search has been made.

Respectfully submitted,

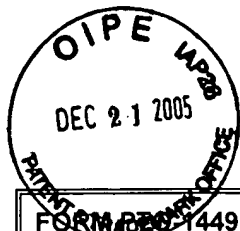
McDonnell, Boehnen, Hulbert & Berghoff

Date: 12/16/05

By: 

Lisa M.W. Hillman, Ph.D
Registration No. 43,673

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FORM PTO-1449
(Rev. 2-32)U.S. Department of Commerce
Patent and Trademark Office

Atty. Docket No.

97-195-P

Serial No.

09/901,181

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT BY APPLICANT
(Use several sheets if necessary)

Applicant:

Burg

Filing Date:

July 9, 2001

Group:

1637

U.S. PATENT DOCUMENTS

Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	1.	5,804,379	09-1998	Lee, et al.	435	6	

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Subclasses	Translation	
							Yes	No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc).

EXAMINER		DATE CONSIDERED	

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(MBHB 97-195-P)

In re the Application of:

Burg et al.

Application No: 09/901,181

Filed: July 9, 2001

For: Improved Nucleic Acid Assays

Group Art Unit: 1637

Examiner: Panaro, Nicholas

Conf. No.: 6516

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In regard to the above identified application,

1. We are transmitting herewith the attached:

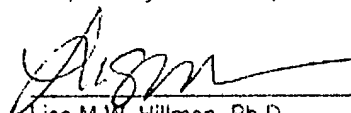
- a) Third Supplemental PTO Form 1449;
- b) Filing fee; and
- c) Return receipt postcard.

2. With respect to fees:

- a) A check in amount of \$180.00 is enclosed.
- b) Please charge any underpayment or credit any overpayment our Deposit Account, No. 13-2490.

3. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on December 16, 2005.

Respectfully submitted,


Lisa M.W. Hillman, Ph.D.
Registration No. 43,673

12-16-05

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